



Department of Commerce and Regulations Board of Barber Examiners

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OFFICIAL BOARD MINUTES FOR OCTOBER 7, 2002

Members Present: William A. Schlosser, President
Royce R. Loesch, Member
Gary Harrington, Lay Member
Marvin Haffner, Member

Others Present: Carol Tellinghuisen, Administrative Secretary
Jill Lesselyoung, Assistant
Wendy Kloeppner, Department of Commerce
John Strohmman, Office of the Attorney General

Members Absent: None

President Schlosser called the meeting to order at 9:00 A.M., CDT.

Approval of the Minutes: Harrington moved and Haffner seconded to approve the minutes of April 29, 2002. Motion carried by unanimous vote.

FY 02 Financial Update: Tellinghuisen reported \$35,711.40 cash on hand, \$8,415.16 revenue and \$6,348.52 expenses as of September 30, 2002.

Complaint procedure vote: Tellinghuisen explained the Social Work complaint procedure and advised this is the same procedure used for Psychology, Podiatry, Funeral and Hearing Aid. Strohmman advised the Board to adopt this procedure for the Board of Barber Examiners. Schlosser called for a motion to adopt the Social Work complaint procedure. Loesch moved and Haffner seconded. Motion carried by unanimous vote.

Daily per diem: A question arose as to whether per diem could be paid for driving to the meeting place the day ahead. Tellinghuisen stated she thought per diem could be paid meeting day only but would check with Department of Commerce to clarify.

Board member update on current inspections: Board discussed inspection areas. Members clarified inspections completed and those left to be inspected. Lesselyoung presented members with a list of shops and barbers that have not renewed. Members are to report to Board Office updates of the nonrenewed shops and barbers in their respective areas. Loesch questioned whether there could be a license classification for

older barbers that are barbering on a limited basis only and cannot afford the regular license fees. Strohman advised the purpose of the Board of Barber Examiners is for protection of the public. If an individual is practicing barbering and offering services to the public, they must be licensed. Strohman advises if we know of someone barbering without a license, the Board Office will contact the individual by letter stating they are showing nonrenewed in our records and they must either renew or send a copy of their current license to the Board Office to verify current licensure status. If a barber insists on practicing without a license the Board will try to get a court order to stop them. Strohman also advised the Board that they avoid inspecting shops owned by relatives or anyone with whom they may have a potential conflict of interest. They need to refer to another Board member.

Verification of education when barber schools are closed: Lesselyoung advised the Board that we are receiving applications where we are unable to verify the educational requirements because the schools they attended are now closed and there is no way to request a transcript. Strohman advised if a barber has been previously licensed or is currently licensed in another state and we are able to verify such licensure, that the Board could require an affidavit for an applicant to sign stating they met our education requirements, with an explanation of same. This item will be on the next agenda, at which time Strohman will review.

State seal on licenses: The Board had a request from a barber to issue licenses with a Seal. Tellinghuisen advises we can't imprint a seal on our current license because of the stiff cardboard, although we may print a seal on the licenses in the future. Kloeppner advises we need permission from the State to adopt the State Seal. Schlosser called for a motion to investigate the use of the State Seal. Loesch moved, Haffner seconded. Motion passed by unanimous vote.

Update on testing procedures: Lesselyoung advised written testing could be done at Job Service of South Dakota. Tellinghuisen advised this could save the Board money because if an applicant did not pass the written test, the Board would not have to meet in person to administer the practical test, but could instead meet on the DDN. Strohman advised this to be an excellent idea. Schlosser called for a motion to adopt written testing at Job Service. Loesch moved, Haffner seconded. Motion passed by unanimous vote. Lesselyoung advised the Board Office has been contacted by the North Dakota Board of Barber Examiners regarding written testing procedure. The North Dakota Board currently writes their own test and are experiencing problems. Strohman advised to stay with the National Testing Service. The Board agreed to continue to use the 50 question national test for apprentices and the 110 question national test for masters.

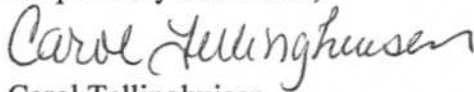
Reciprocity law review: The Board agreed to have the Board office contact states showing a current reciprocity agreement with a list of our requirements to confirm that all states showing reciprocity meet our requirements.

Continuing Education update by Kloeppner: Strohman advised the Board there is not a mandate in the law to provide for continuing education and to do so would require a change of law. Kloeppner advised it would be hard to justify because there have not been any complaints for 5 years. Loesch recalled and questioned the Board on a \$3.00 fee he said was previously included in the application fee for continuing education. He believed this was repealed and would like to see it reinstated. Strohman advised implementing mandatory continuing education could have a negative effect on the barbering profession as semi-retired barbers with a limited practice would also have to pay the continuing education fees along with their license fees and this may discourage some of them from staying in practice. It was discussed that license fees would have to be increased to cover the administration costs of mandatory continuing education. The Board agreed not to pursue at this time, as they do not wish to "Kill the Profession" by charging more money.

Next testing date: The next testing date is tentatively scheduled for April 28, 2003 in Pierre, SD. Haffner moved to schedule this date. Loesch seconded. Motion passed by unanimous vote.

Loesch moved and Haffner seconded to adjourn the meeting. Motion passed by unanimous vote. President Schlosser adjourned the meeting at 10:10 am CDT.

Respectfully Submitted,



Carol Tellinghuisen
Executive Secretary